



U.S. Department of
Transportation

Office of the Secretary
of Transportation

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

97-9

Weekly Summary of Orders and
Regulations

FEBRUARY 24 - FEBRUARY 28, 1997

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

97-2-6	(37554)	ADJUSTING THE STANDARD FOREIGN FARE LEVEL INDEX	2-10-97
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The department has determined fuel prices on the basis of the latest available experienced monthly fuel cost levels as reported, The Department therefore orders that fares may be increased by the following adjustment factors over the October 1979 level:

Atlantic	1.5555
Latin America	1.5851
Pacific	1.5971

Served 2-14-97

Intervening numbers appeared on a previous summary.

97-2-19	OST-96-418 OST-95-317 OST-96-1860	APPLICATION OF FLORIDA WEST INTERNATIONAL AIRWAYS, INC. FOR TRANSFER OF CERTIFICATE AND EXEMPTION AUTHORITY PURSUANT TO 49 U.S.C. 41105: US-PERU ALL CARGO SERVICE PROCEEDING: AND APPLICATION OF FLORIDA WEST INTERNATIONAL AIRWAYS, INC. FOR AN EXEMPTION	2-24-97
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The Department is confirming its oral action of December 12, 1996, making new and transferred all-cargo air transportation authority issued to Florida West International Airlines, Inc. (FWIA) effective on that date and reissuing the carrier's certificates to reflect their effective dates. The Department also is confirming its oral action of October 15, 1996, granting FWIA an exemption from the requirements of Section 201.5 of its rules to the extent necessary to allow the company to carry revenue cargo on proving run flights conducted under the surveillance of the Federal Aviation Administration. Served 2-24-97

Order	Docket	Summary	Date Action Taken
2-20-97	OST-96-2022	<p>U.S.-BRAZIL ALL-CARGO FREQUENCY ALLOCATION PROCEEDING</p> <p>The Department allocates the 7.5 additional all-cargo wide-body frequencies available for U.S. carrier services as follows: Federal Express Corporation - 5; Polar Air Cargo, Inc. - 2; and Challenge Air Cargo, Inc. - 0.5. The Department also grants the request of Challenge Air Cargo for clarification of the Department's Notice dated December 19, 1996, with respect to the number of frequencies that are available for allocation in this proceeding; it grants the motion of Federal Express Corporation for leave to file an amended application in Docket OST-96-2022; and denies the request of Federal Express Corporation for first-priority status on reallocation of one U.S.-Brazil all-cargo frequency, when one becomes available. The frequencies allocated here are subject to a 90-day dormancy condition.</p> <p>Served 2-28-97</p>	2-24-97
97-2-21	OST-95-371	<p>ESSENTIAL AIR SERVICE AT TUSCALOOSA, ALABAMA</p> <p>UNDER 49 U.S.C. 41731 <i>et seq.</i></p> <p>The Department, under authority delegated in 49 CFR 1.56(i), requires American Eagle to maintain essential air service at Tuscaloosa, Alabama, for an additional 30-day period through April 7, 1997, or until a carrier capable of providing reliable replacement service actually begins service, whichever is first.</p> <p>Served 2-28-97</p>	2-24-97
97-2-22	OST-96-1881	<p>APPLICATION OF AIR JAMAICA LIMITED FOR EXTENSION OF EXEMPTION AND REQUEST FOR SHORTENED ANSWER PERIOD</p> <p>The Department extends Air Jamaica Limited's exemption to conduct scheduled combination operations between New York, New York, and Atlanta, Georgia, on the one hand, and Barbados, on the other, via the intermediate points Antigua and Barbuda and St. Lucia, for a 30-day period beginning February 26, 1997. The authority granted is limited to operations conducted under wet lease from a duly authorized and properly supervised U.S. or foreign carrier. Air Jamaica may not conduct the operations authorized here with its own aircraft and crew without further Department action. The Department defers action on Air Jamaica's request in this</p>	2-25-97

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2-23-97	OST-96-1719	<p>Docket; and grants Amerijet International, Inc.'s motion of February 24, 1997. Served 3-3-97</p> <p>APPLICATION OF HEAVYLIFT-VOLGADNEPR LTD. FOR AN EXEMPTION UNDER 49 U.S.C., SECTION 40109(g)</p> <p>Pursuant to Section 40109(g) of Title 49 of the U.S. Code, the Department confirms its oral action of September 19, 1996, granting Heavylift-VolgaDnpr Ltd. authority to operate one one-way emergency cabotage flight between Charlotte, NC and Oakland, CA; transporting one outsized generator rotor on behalf of General Electric Company; during the period September 19-22, 1996.</p> <p>Served 3-3-97</p>	2-25-97
2-24-97	OST-97-2043	<p>APPLICATION OF HEAVY LIFT CARGO AIRLINES, LTD.FOR AN EXEMPTION UNDER 49 U.S.C. SECTION 40109(G)</p> <p>Pursuant to Section 40109(g) of Title 49 of the U.S.Code, the Department confirms its oral action of January 17, 1997, granting Heavylift Cargo Airlines, Ltd., authority to operate one one-way emergency cabotage flight, to transport one outsized satellite and related equipment, between Los Angeles, California, and Cape Canaveral, Florida, on or about January 23, 1997, on behalf of Hughes Space and Communications.</p> <p>Served 3-3-97</p>	
2-25-97	OST-96-1933	<p>APPLICATION OF HEAVYLIFT-VOLGADNEPR LTD. FOR AN EXEMPTION UNDER 49 U.S.C. SECTION 40109(g)</p> <p>Pursuant to Section 40109(g) OF Title 49 of the U.S. Code, the Department confirms its oral action of November 8, 1996, granting Heavylift-VolgaDnepr Ltd. authority to operate one one-way emergency cabotage flight between Seattle, WA; and Raleigh-Durham, NC, and three one-way emergency cabotage flights between Wilmington, OH, and Seattle, WA; transporting GE90 engines and related parts, on behalf of General Electric Aircraft Engines and the Boeing Company, during the period November 9 - December 8, 1996.</p> <p>Served 3-3-97</p>	2-25-97

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2-26-97	OST-96-1968 OST-96-1970 OST-96-1969 and Undoc'd OST-96-1967 OST-96-1966	<p>APPLICATION OF AMERICAN AIRLINES, INC., CONTINENTAL AIRLINES, INC., DELTA AIR LINES, INC., AND SWISSAIR NORTHWEST AIRLINES, INC., UNITED AIR LINES, INC., AND LUFTHANSA GERMAN AIRLINES FOR DESIGNATIONS TO PROVIDE THIRD-COUNTRY CODE- SHARE SERVICES (U.S.-INDIA) AND RELATED REGULATORY AUTHORITIES</p> <p>The Department grants the necessary regulatory authorities to Delta Air Lines, Inc., Northwest Airlines, Inc., and United Air Lines, Inc., to serve the U.S.-India market through code-share arrangements with third-country carriers. One designation will remain available for future authorization. Served 3-3-97.</p>	2-25-97
2-27-97	OST-96-2012	<p>IN RE FITNESS REVIEW OF MILLON AIR, INC. PURSUANT TO 14 CFR 204.7</p> <p>The Department confirms its oral action of January 17, 1997, denying the request of Millon Air to resume operations immediately using the wet lease services of other certificated U.S. air carriers. Served 3-3-97</p> <p>Intervening number has not been issued</p>	2-25-97
2-29-97	OST-97-2159 50311 50312 OST-96-1940 OST-96-1941 OST-96-1942 OST-96-1939	<p>AMERICAN AIRLINES, INC., <i>et al.</i>, ALM ANTILLEAN AIRLINES N.V., AND BWIA INTERNATIONAL AIRWAYS LIMITED RECIPROCAL CODE-SHARE SERVICES PROCEEDING: APPLICATIONS OF AMERICAN AIRLINES, INC., ALM ANTILLEAN AIRLINES N.V. AND BWIA INTERNATIONAL AIRWAYS LIMITED FOR EXEMPTIONS UNDER 49 U.S.C. SECTION 40109 AND EXEMPTIONS FROM 49 U.S.C. SECTION 41302: AND APPLICATIONS OF AMERICAN AIRLINES, INC., ALM ANTILLEAN AIRLINES N.V. AND BWIA INTERNATIONAL AIRWAYS LIMITED FOR STATEMENTS OF</p>	2-27-97

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AUTHORIZATION UNDER 14 C.F.R. PARTS 207 AND
212 (RECIPROCAL CODE-SHARING SERVICES)
Continued.....

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2-29-97	OST-97-2159 50311 50312 OST-96-1940 OST-96-1941 OST-96-1942 OST-96-1939 Undoc'd	The Department has decided to institute the American Airlines, Inc., et al., ALM Antillean Airlines N.V. and BWIA International Airways Limited Reciprocal Code-Share Services Proceeding. The Department therefore consolidates into proceeding the captioned applications of American, ALM, and BWIA for certain exemption authorities; and the American, ALM, and BWIA applications for statements of authorization for reciprocal code-sharing services. The Department is also requiring additional information to facilitate our review of the applications, since they raise significant competitive issues, and are deferring consideration of these applications pending further notice. Finally, when we have determined that the record of this case is complete, we will announce an appropriate procedural schedule for reaching a decision expeditiously. Served 2-27-97	2-27-97
2-30-97	Undoc'd	FITNESS DETERMINATION OF CASINO AIRLINES, INC. AS A COMMUTER AIR CARRIER UNDER SECTION 49 U.S.C. 41738 The Department directs all interested persons to show cause why we should not issue an order finding that Casino Airlines, Inc., is fit, willing, and able under 49 U.S.C. 41738 to provide scheduled passenger service as a commuter air carrier. Served 2-27-97 Intervening number has not been issued	2-27-97
2-32-97	OST-96-1936 OST96-2017	The Department approves and grants antitrust immunity to the IATA Agreement, subject, where applicable, to conditions previously imposed which amends the seasonality of excursion fares from the Cook Islands and New Zealand to North America and the Caribbean; and Re-establishes special excursion fares from Japan to North America and the Caribbean at 3,000 Yen over existing GIT fares from Japan. Served 3-6-97	2-28-97

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